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November 16, 2020

Hon. Joel Schneider, USMJ
United States Courthouse
One John F. Gerry Plaza
Fourth & Cooper Streets, Room 2060
Camden, New Jersey 08101

Re: Eric Hines v. Gary Lanigan, et al
Docket No. 1:17-CV-2864-NLH
Our File No. 1565.91386 - LMS

Dear Judge Schneider:

We filed a notice of motion for summary judgment on October 30, 2020, following the Court's Order mandating that dispositive motions be filed by November 2, 2020.

Shortly before that motion was filed, plaintiff retained new counsel. In addition, a Third Amended Complaint had been filed, but not yet answered on behalf of Dr. Miller at the time the motion was filed.

I discussed the matter with plaintiff's counsel. We have agreed that the filing date of our Answer to the Third Amended Complaint, November 3, 2020 is the appropriate date for determining when the affidavit of merit is due.

I therefore respectfully request that the Court permit the motion to be withdrawn. We will, with the court's permission await the receipt of an appropriate affidavit of merit, or renew the motion when it is appropriate.

Respectfully yours,
s/ Lauren M. Strollo
Lauren M. Strollo

LMS:pm

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cc: Joseph D. Lento, Esq.
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